

THE  
GENERAL STATUTES

OF THE  
STATE OF MINNESOTA

As Amended by Subsequent Legislation, with which are Incorporated  
All General Laws of the State in Force December 31, 1894

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## CHAPTER 119.

## PARDONS.

**§ 7415. Governor may grant pardons, when—Warrant.**

In all cases in which the governor is authorized to grant pardons, he may, upon the petition of the person convicted, grant a pardon, upon such conditions, and with such restrictions, and under such limitations, as he may think proper; and he may issue his warrant to all proper officers to carry into effect such constitutional pardon; which warrant shall be obeyed and executed instead of the sentence, if any, which was originally awarded.

(G. S. 1866, c. 119, § 1; G. S. 1878, c. 119, § 1.)

A convict who has received a conditional pardon cannot be arrested and remanded to suffer his original punishment because of an alleged non-performance of the condition on the mere order of the governor. He is entitled to a hearing before the court in which he was convicted, or some court of superior criminal jurisdiction, but not to a jury trial, as a matter of right, except upon the question whether he is the same person who was convicted. *State v. Wolfer*, 53 Minn. 135, 54 N. W. Rep. 1065.

**§ 7416. Return to warrant—Copy to be filed with clerk.**

Whenever any convict is pardoned by the governor, or his punishment is commuted, the officer to whom the warrant for that purpose is issued, after executing the same, shall make return thereof, under his hand, with his doings thereon, to the governor, as soon as may be; and he shall also file with the clerk of the court in which the offender was convicted, an attested copy of the warrant and return, a brief abstract of which the clerk shall subjoin to the record of his conviction.

(G. S. 1866, c. 119, § 2; G. S. 1878, c. 119, § 2.)

(1932)